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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

EQUAL EMPLOYMENT OPPORTUNITY )	Case No.3:05-CV-269 MMC
COMMISSION, )	
	JOINT STATUS REPORT
Plaintiff, )	
vs. )	
LUCENT TECHNOLOGIES INC., )	
Defendant. )	
_____ )	

Pursuant to the Court's October 22, 2007, the parties jointly report that AT&T Corporation is

1 seeking to appeal the Ninth Circuit's decision in *Hulteen et al. v. AT&T Corp. et al.* --- F.3d ----, 2007  
 2 WL 2332071 (9<sup>th</sup> Cir. 2007) which affirmed the Northern District of California's determination that it is  
 3 a violation of the Pregnancy Discrimination Act for AT&T to calculate service credit by excluding time  
 4 spent on pregnancy leave when determining eligibility for retirement benefits. On October 22, 2007,  
 5 AT&T Corporation filed a Petition for *Certiorari* with the Supreme Court. *See, AT&T Corp. et al. v.*  
 6 *Hulteen et al.*, 2007 WL 3129920 (2007). Since the issue in *Hulteen* is the same legal issue before the  
 7 court in this case, the parties request that the Court continue to stay the proceedings in this case until the  
 8 Supreme Court decides to grant or deny *certiorari* in the *Hulteen* case.

10 With this court's permission, the parties will keep the court apprized of the status of the  
 11 Supreme Court proceedings by filing a Joint Status Report every ninety (90) days until such time as the  
 12 Supreme Court has ruled on the Petition for *Certiorari*.

#### 14 EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

16 Dated: November 29, 2007

/s/ Marcia L. Mitchell

Marcia L. Mitchell

#### 19 LUCENT TECHNOLOGIES INC.

20 Dated: November 29, 2007

/s/ Lawrence J. Hurley

Lawrence J. Hurley

22 I attest that Defendant's counsel approved this document via e-mail and gave consent to the filing  
 23 of the same with the court.

#### 25 EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

26 Dated: November 29, 2007

/s/ Marcia L. Mitchell

Marcia L. Mitchell

1 **ORDER**

2  
3 Upon review of the above joint status report, it is hereby ordered that:

4 1) this case remains stayed ~~through~~;

5 2) the parties shall file joint status reports every ninety (90) days until such time as the Supreme  
6 Court issues an order on the Petition for *Certiorari* in *AT&T Corp. et al. v. Hulteen et al.*

7 Dated: December 3, 2007

8   
UNITED STATES DISTRICT JUDGE